

CLOSED,PROSE-NP,TYPE I-FOIA

U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:11-cv-01130-RLW

WONDERS v. MCHUGH
Assigned to: Judge Robert L. Wilkins
Cause: 05:552 Right to Privacy Act

Date Filed: 06/17/2011
Date Terminated: 09/11/2012
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**MARK G. WONDERS**

represented by **MARK G. WONDERS**
1177 Mose Ware Road
Ozark, AL 36360
(334) 774-0736
PRO SE

V.

Defendant

JOHN M. MCHUGH
Secretary, Department of the Army

represented by **John J. Gowel**
UNITED STATES ATTORNEY'S
OFFICE FOR THE DISTRICT OF COL
Civil Division
555 Fourth Street, NW
Washington, DC 20530
(202) 353-9895
Fax: (202) 514-8780
Email: john.gowel@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Daniel James Everett
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Suite 4408
20530, DC
(202) 353-9895
Email: daniel.everett@usdoj.gov
TERMINATED: 06/19/2012

Date Filed	#	Docket Text
06/17/2011	<u>1</u>	COMPLAINT against JOHN MCHUGH (Filing fee \$ 350, receipt number 4616039854) filed by MARK G. WONDERS. (Attachments: # <u>1</u> Civil Cover Sheet)(rdj) (Entered: 06/21/2011)
06/17/2011		SUMMONS Not Issued as to JOHN MCHUGH (rdj) (Entered: 06/21/2011)
06/29/2011		Summons (1) Issued as to JOHN MCHUGH. (rdj) (Entered: 06/29/2011)
07/18/2011	<u>2</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. JOHN MCHUGH served on 7/11/2011, RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 6/12/2011., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 7/11/2011. (Answer due for ALL FEDERAL DEFENDANTS by 8/10/2011.) (rdj) (Entered: 07/20/2011)

08/01/2011	<u>3</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Daniel James Everett on behalf of JOHN MCHUGH Substituting for attorney Kelly McGovern (Everett, Daniel) (Entered: 08/01/2011)
08/01/2011	<u>4</u>	First MOTION for Extension of Time to <i>Answer or Move to Dismiss</i> by JOHN MCHUGH (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Certificate of Service)(Everett, Daniel) (Entered: 08/01/2011)
08/02/2011	<u>6</u>	Memorandum in opposition to re <u>4</u> First MOTION for Extension of Time to <i>Answer or Move to Dismiss</i> filed by MARK G. WONDERS. (Attachments: # <u>1</u> Exhibit 1-9)(dr) (Entered: 08/04/2011)
08/02/2011	<u>7</u>	MOTION for Summary Judgment by MARK G. WONDERS (<i>See Docket Entry <u>6</u> to view document</i>). (dr) (Entered: 08/04/2011)
08/03/2011		MINUTE ORDER granting <u>4</u> First MOTION for Extension of Time to Answer or Move to Dismiss; and it is FURTHER ORDERED that Defendant shall have up to and including October 10,2011, to file an Answer or Dispositive Motion. Counsel is also advised that the court will not be inclined to grant any further continuances. Signed by Judge Robert L. Wilkins on 8/3/2011. (tcb) (Entered: 08/03/2011)
08/03/2011	<u>5</u>	SUPPLEMENT by MARK G. WONDERS re <u>2</u> Summons Returned Executed as to Federal Defendant, Summons Returned Executed as to U.S. Attorney General, Summons Returned Executed in FOIA as to U.S. Attorney "Leave to file Granted" by Judge Robert L. Wilkins(rdj) (Entered: 08/04/2011)
08/05/2011	<u>8</u>	First MOTION for Extension of Time to File Response/Reply as to 7 MOTION for Summary Judgment by JOHN MCHUGH (Attachments: # <u>1</u> Text of Proposed Order)(Everett, Daniel) (Entered: 08/05/2011)
08/10/2011	<u>9</u>	ORDER granting <u>8</u> Motion for Extension of Time to File Response/Reply re 7 MOTION for Summary Judgment; and it is FURTHER ORDERED that Defendant shall have up to and including October 10, 2011, to file an Opposition to Plaintiffs Motion for Summary Judgment. Signed by Judge Robert L. Wilkins on 8/10/2011. (tcb) (Entered: 08/10/2011)
08/12/2011	<u>10</u>	MOTION for Extension of Time to File Response/Reply as to 7 MOTION for Summary Judgment by MARK G. WONDERS. "Leave to file granted" signed by Judge Robert L. Wilkens on 08/11/2011 (Attachments: # <u>1</u> Exhibit)(jf,) (Entered: 08/12/2011)
08/26/2011	<u>11</u>	REPLY to opposition to motion re 7 MOTION for Summary Judgment filed by MARK G. WONDERS. "Leave to File Granted," Signed by Judge Robert L. Wilkins on 8/25/2011. (dr) (Entered: 08/26/2011)
10/07/2011	<u>12</u>	MOTION to Dismiss <i>or in the alternative Cross-Motion for Summary Judgment and Defendant's Opposition to Plaintiff's Motion for Summary Judgment</i> by JOHN MCHUGH (Attachments: # <u>1</u> Statement of Facts Statement of Facts Defendants Statement of Material Facts as to which There is No Genuine Issue to Be Tried and Defendant's Reply to Plaintiff's Statement of Material Facts, # <u>2</u> Memorandum in Support, # <u>3</u> Exhibit Exhibits A and B with Enclosures, # <u>4</u> Text of Proposed Order)(Everett, Daniel). Added MOTION for Summary Judgment on 10/11/2011 (rdj). (Counsel is instructed to docket all parts of the motion in the future) (Entered: 10/07/2011)
10/07/2011	<u>13</u>	Memorandum in opposition to re 7 MOTION for Summary Judgment filed by JOHN MCHUGH. (See Docket Entry <u>12</u> to view document. Counsel is instructed to docket the opposition as a separate docket entry in the future)(rdj) (Entered: 10/11/2011)
10/11/2011		MINUTE ORDER granting <u>10</u> MOTION for Extension of Time to File Response/Reply as to 7 MOTION for Summary Judgment. Signed by Judge Robert L. Wilkins on 10/11/2011. (tcb) (Entered: 10/11/2011)
10/17/2011	<u>14</u>	Memorandum in opposition to re <u>12</u> MOTION to Dismiss <i>or in the alternative Cross-Motion for Summary Judgment and Defendant's Opposition to Plaintiff's Motion for Summary Judgment</i> MOTION for Summary Judgment filed by MARK G. WONDERS. EXHIBITS STRICKEN PURSUANT TO ORDER FILED

		10/20/2011..... (Attachments: # 1 Exhibit A)(rdj) Modified on 10/20/2011 (tcb). (Entered: 10/19/2011)
10/17/2011	<u>15</u>	REPLY to opposition to motion re <u>7</u> MOTION for Summary Judgment filed by MARK G. WONDERS. (See Docket Entry <u>14</u> to view document).(rdj) (Entered: 10/19/2011)
10/20/2011		MINUTE ORDER: Plaintiff's Responsive pleading filed on October 17, 2011 [<u>14</u> , <u>15</u>] contains evidentiary exhibits that are not in compliance with Local Rule 5.4(f). It is hereby ordered that said evidentiary exhibits are STRICKEN from the record. Plaintiff is directed to file a REDACTED version of said exhibits that complies with this rule. The Clerk of the Court shall mail a copy of this order to:MARK G. WONDERS 1177 Mose Ware Road Ozark, AL 36360. Signed by Judge Robert L. Wilkins on 10/20/2011. (tcb). (Entered: 10/20/2011)
10/20/2011		NOTICE: The Court's Order dated October 20, 2011 has been mailed by first class mail to Plaintiff : MARK G. WONDERS,1177 Mose Ware Road,Ozark, AL 36360 on 10/20/2011. (tcb) (Entered: 10/20/2011)
10/25/2011	<u>16</u>	RESPONSE TO ORDER OF THE COURT re MINUTE Order filed by MARK G. WONDERS. (Attachments: # <u>1</u> Exhibit)(rdj) (Entered: 10/26/2011)
10/26/2011	<u>17</u>	REPLY to opposition to motion re <u>12</u> MOTION to Dismiss <i>or in the alternative Cross-Motion for Summary Judgment and Defendant's Opposition to Plaintiff's Motion for Summary Judgment</i> MOTION for Summary Judgment filed by JOHN MCHUGH. (Everett, Daniel) (Entered: 10/26/2011)
10/26/2011	<u>18</u>	NOTICE of Filing Certificate of Service by JOHN MCHUGH re <u>17</u> Reply to opposition to Motion, (Everett, Daniel) (Entered: 10/26/2011)
02/09/2012		MINUTE ORDER: A Telephonic Conference is set for 2/15/2012 at 10:00 AM in Courtroom 17 before Judge Robert L. Wilkins. The parties are directed to JOINTLY contact chambers at (202) 354-3480. Signed by Judge Robert L. Wilkins on 2/9/2012. (tcb) (Entered: 02/09/2012)
02/15/2012		Minute Entry for proceedings held before Judge Robert L. Wilkins: Telephone Conference held and concluded on 2/15/2012. This matter is taken under advisement. (Court Reporter Lisa Griffith) (tcb) (Entered: 02/15/2012)
06/19/2012	<u>19</u>	NOTICE OF SUBSTITUTION OF COUNSEL by John J. Gowel on behalf of JOHN MCHUGH Substituting for attorney Daniel J. Everett (Gowel, John) (Entered: 06/19/2012)
09/11/2012	<u>20</u>	MEMORANDUM AND OPINION: Re Plaintiff's <u>7</u> MOTION for Summary Judgment and Defendant's <u>12</u> MOTION to Dismiss or in the alternative Cross-Motion for Summary Judgment. Signed by Judge Robert L. Wilkins on 9/11/12. (lcrlw1) (Entered: 09/11/2012)
09/11/2012	<u>21</u>	ORDER denying Plaintiff's <u>7</u> Motion for Summary Judgment; granting Defendant's <u>12</u> Motion to Dismiss; granting Defendant's <u>12</u> Motion for Summary Judgment; For the reasons set forth in the accompanying Memorandum Opinion, Plaintiff's motion for summary judgment is hereby denied and Defendant's motion to dismiss/summary judgment is hereby granted. This action is hereby dismissed with prejudice. This is a final, appealable order. The Clerk of the Court shall mail a copy of this order and accompanying Memorandum Opinion to: MARK G. WONDERS 1177 Mose Ware Road Ozark, AL 36360.Signed by Judge Robert L. Wilkins on 9/11/12. (lcrlw1) (Entered: 09/11/2012)